

**ORDER OF THE STATE PERSONNEL BOARD DENYING PETITION FOR
DECLARATORY ORDER**

MICHAEL D. GRIEGO,

Petitioner,

vs.

DEPARTMENT OF LOCAL AFFAIRS, DIVISION OF PROPERTY TAXATION,

Respondent.

The State Personnel Board (the "Board") met in public session on Tuesday, July 15, 2003. During this public session, the Board reviewed:

1. Request for a Declaratory Order per Colorado State Personnel Rule 8-20 and Filing of a Claim of Discrimination/Sexual Harassment per Colorado State Personnel Rule 8-29, or in the alternative Rule 8-45

The Board voted to deny the petition for declaratory order. In so doing, the Board considered the following matters, among others: whether a declaratory order will clarify the applicability of statute or Board rule or order to the petitioner; whether a declaratory order will terminate the uncertainty or controversy giving rise to the petition; and whether the petitioner has another remedy or avenue for review of the controversy.

This order reflects the affirmative vote of the following Board members: Ms. Garcia, Ms. Salkind, Ms. Siderius, and Mr. Zakhem. Ms. Lottner voted in opposition to the motion.

Dated this _____ day
of July, 2003.

Joyce Lottner
Board Chair
State Personnel Board
1120 Lincoln Street, Suite 1420
Denver, Colorado 80203

NOTICE OF APPEAL

Each party has the following rights:

1. To abide by the decision of the State Personnel Board; or
2. To appeal this decision to the Colorado Court of Appeals within 45 days pursuant to Section 24-4-106(11) C.R.S. (2002), as provided in Section 24-50-125.4(3), C.R.S. (2002).

In the event the decision is appealed, the Board requests that a copy of the Notice of Appeal filed with the Court of Appeals also be filed with the State Personnel Board at: 1120 Lincoln Street, Suite 1420, Denver, Colorado 80203. Such will aid in the timely preparation of the record.

CERTIFICATE OF MAILING

This is to certify that on the _____ day of July, 2003, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD DENYING PETITION FOR DECLARATORY ORDER** in the United States mail, postage prepaid, addressed as follows:

Michael D. Griego
239 Lincoln Street
Denver, Colorado 80203

Rick Worley
Human Resource Director, DOLA
1313 Sherman Street, Room 500
Denver, Colorado 80203
